UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EDWIN WALKER, :

CIVIL ACTION NO. 3:11-CV-1750

Plaintiff

(Judge Nealon)

v.

(Magistrate Judge Carlson)

Defendants

JEROME W. WALSH, et al.,

ORDER

NOW, THIS 1st DAY OF FEBRUARY, 2012, for the reasons set forth in the

Memorandum issued this date, IT IS HEREBY ORDERED THAT:

- 1. The Report and Recommendation (Doc. 6) is **ADOPTED**;
- 2. Plaintiff's objections (Doc. 8) to the R&R are **OVERRULED**;
- 3. Plaintiff's motions for leave to proceed <u>in forma pauperis</u> (Docs. 3, 9) are **GRANTED**;
- 4. Plaintiff **SHALL** file an amended complaint within twenty (20) days of the date of this Order;
 - A. The "amended complaint must be complete in all respects" and stand by itself without reference to the complaint already filed. <u>See Young</u>, 809 F. Supp. at 1198;
 - B. If Plaintiff fails to timely file an amended complaint, all claims against Defendants Walsh, Gordon, and Varner will be dismissed and these Defendants will be terminated as parties to this action;
- 5. This case is **REMANDED** to Magistrate Judge Carlson for further proceedings; and
- 6. Any appeal will be deemed frivolous, lacking merit, and not taken in good faith.

FILED SCRANTON

FEB 0 1 2012

United States District Judge

Per DEPUTY CLERK